THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.18560 of 2006

08.9.2006

Between:
Smt.P.Vijayalaxmi, W/o.Late Jayaram Setty

... Petitioner

AND

The District Collector, Kurnool District
And another

... Respondents

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.18560 of 2006

ORDER:

The petitioner allegedly purchased land admeasuring Acs.20.42 cents in survey No.135/1 situated at Pandavagal Village of Adoni Mandal in Kurnool District, under a registered sale deed dated 02.3.1990 from one Pratapa Adilaxmamma and two others. It is her case that after purchase, the vendors of the petitioner submitted an application for transfer of patta in the name of petitioner, which was granted. Be that as it is, on 08.5.2006, the petitioner approached the second respondent requesting for issue of pattadar pass book (PPB) and title deeds, in vain. Therefore, the present writ petition is filed.

Heard the learned Counsel for the petitioner and learned Assistant Government Pleader for Revenue (General).

As rightly pointed out by the learned Assistant Government Pleader whenever a person acquires right over the land, an application has to be made under Section 4(1) of A.P. Rights in Land and Pattadar Pass Books Act, 1971 (the Act, for brevity) read with Rule 18 of A.P. Rights in Land and Pattadar Pass Books Rules, 1989 (the Rules, for brevity). Such an application has to be made in Form VI-A to the Recording Authority i.e., Mandal Revenue Officer (MRO) whereupon the MRO is required to issue notice in Form VIII under Rule 19(1) of the Rules to the vendors and all the persons interested in the property, conduct enquiry and then take necessary action for issuing PPB and title deeds. In this case, admittedly, the petitioner did

not make application in proper form, as required under the Rules. Therefore, this Court does not find any illegality in MRO not passing any order on the application made by the petitioner. However, liberty is given to the petitioner to make an application in proper form to the second respondent within a period of ten (10) days from today. As and when such application is made, the second respondent shall conduct enquiry in accordance with law and pass appropriate orders within a period of three months thereafter.

The writ petition, with the above observations and directions, is accordingly disposed of. No costs.

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(**V.V.S.RAO, J**)

September 08, 2006.

NOTE:
Issue order copy by
11.9.2006.
(By order)
YS